

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 23RD FEBRUARY 2007 / 4TH PHALGUNA 1928

Bail Appl..No. 973 of 2007()

CRIME NO.311/04 OF POOJAPPURA POLICE STATION

: PETITIONER:

VINOD, S/O.KRISHNAN KUTTY,
T.C.8/772, THIRUMALA T.V. NAGAR,
THIRUVANANTHAPURAM.

BY ADV. SRI.S.RAJEEV

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM. (CRIME NO.311 OF 2004 OF
POOJAPPURA POLICE STATION.)

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 23/02/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

V. RAMKUMAR, J.

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B.A. No. 973 OF 2007 B
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Dated this the 23rd day of February, 2007

O R D E R

Petitioner, who is the 4th accused in Crime No.311/2004 of Poojappura Police Station for offences punishable under sections 143, 147, 148, 324 and 307 read with section 149 IPC and section 24 of the Arms Act, seeks anticipatory bail.

2. Consequent on the non-appearance of the petitioner in C.P.No.65/2006 before the Additional Chief Judicial Magistrate Court, Thiruvananthapuram, non-bailable warrants of arrest are pending against the petitioner. Anticipatory bail cannot be granted to nullify the process issued by a court of competent jurisdiction. There is no reason why the petitioner should not surrender before the Magistrate and seek regular bail. Accordingly, if the petitioner surrenders before the Additional Chief Judicial Magistrate, Thiruvananthapuram and files and application for regular bail, within two weeks from today, the same shall be considered and disposed of, preferably on the same date on which it is filed, after examining the explanation offered by the petitioner for his previous non-appearance.

This application is disposed of as above.

(V. RAMKUMAR, JUDGE)

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